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**Entered on Docket
September 02, 2009**

**Hon. Linda B. Riegle
United States Bankruptcy Judge**

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

USA CAPITAL REALTY ADVISORS,
LLC,¹

USA CAPITAL DIVERSIFIED TRUST
DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED
FUND, LLC,²

USA SECURITIES, LLC,³

Debtors.

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR¹
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR²
Case No. BK-S-06-10729-LBR³

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

**ORDER APPROVING
STIPULATION RE LERIN HILLS
PROOF OF CLAIM NO. 10725-01279**

Trial: October 8, 2009
October 9, 2009
Time: 9:30 a.m.

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

¹ This bankruptcy case was closed on September 23, 2008.

² This bankruptcy case was closed on October 12, 2007.

³ This bankruptcy case was closed on December 21, 2007.

1 The Stipulation re Lerin Hills Proof of Claim No. 10725-01279 filed on behalf of
2 the USACM Liquidating Trust (the "USACM Trust") and Lerin Hills Ltd. ("Lerin Hills")
3 [DE 7407] came before the Court for consideration. No notice being necessary, and good
4 cause appearing,

5 IT IS ORDERED:

- 6 1. The Stipulation is approved;
- 7 2. Lerin Hills Ltd. proof of claim no. 10725-01279 is allowed as an unsecured
8 non-priority claim in the amount of \$1,200,000.00 and the balance of the claim is
9 disallowed.
- 10 3. The September 30, 2009, pretrial conference, the trial scheduled for October
11 8 and 9, 2009, and any other items related to this matter are vacated.
- 12

13 RESPECTFULLY SUBMITTED:

14 **LEWIS AND ROCA LLP**

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16 By: /s/ John Hinderaker
17 Rob Charles, NV 6593
18 John Hinderaker
19 *Counsel for USACM Liquidating Trust*

20 APPROVED AS TO FORM AND CONTENT

21 **KEHOE & ASSOCIATES**

22 By: /s/ TEK (# 6011)
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26 *Attorney for Lerin Hills, Ltd.*